



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Dario CREMASCHI, et al.

GAU: 1642

SERIAL NO: 09/988,150

EXAMINER: NICKOL

FILED: November 19, 2001

FOR: USE OF MICROPARTICLES HAVING A PROTEIN AND AN ANTIBODY ADSORBED THEREON
FOR PREPARING A PHARMACEUTICAL COMPOSITION FOR INTRANASAL
ADMINISTRATION

NOTICE OF APPEAL

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

Applicants hereby appeal to the Board of Appeals from the decision dated March 9, 2005. (Claims twice rejected)

The items checked below are appropriate:

A Petition for Extension of Time Under 37 C.F.R. §1.136 was filed for months.

A timely response to the final rejection has not been filed, as provided in 841 O.G. 1411. (An Appeal Brief is being filed herewith along with a Notice of Appeal and appropriate fees)

A Petition for Extension of Time for filing the Notice of Appeal is attached.

Fee: \$500.00

Applicant claims small entity status. See 37 CFR 1.27.

A check is Enclosed

A credit card payment form is enclosed

Charge to Deposit Account No. 15-0030 (an additional copy of this notice is enclosed herewith).

Please charge any additional fees or credit any overpayment of fees required for filing the Notice of Appeal to Deposit Account No. 15-0030. A duplicate copy of this Notice is enclosed.

If this notice is not considered timely filed by the U.S. Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. §1.136, and any additional fees required under 37 C.F.R. §1.136 for any necessary extension of time may be charged to Deposit Account No. 15-0030. A duplicate copy of this Notice is enclosed.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.
Norman F. Oblon

Daniel J. Pereira, Ph.D.
Registration No. 45,518

Customer Number

22850

Tel. (703) 413-3000
Fax. (703) 413-2220
(OSMMN 05/03)

06/06/2005 SZEWDIE1 00000011 09988150

01 FC:1401 500.00 0P